

CHAPTER 88
FORMERLY
SENATE BILL NO. 36

AN ACT TO AMEND TITLE 1 OF THE DELAWARE CODE RELATING TO DRAFTING LEGISLATION.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

Section 1. Amend § 109, Title 1 of the Delaware Code as follows and by redesignating accordingly:

§ 109. Amendments to Code.

(d) (1) When it is the purpose of a bill to change the language of a code provision, as distinct from affecting an outright repeal of the code provision, the change shall not be made by repealing the code provision and enacting a new section in lieu thereof. Any bill which amends an existing code provision shall set out in full that part of the code provision to be amended and shall indicate the words to be deleted by strike through and shall indicate new words by underline. If the changes are such as do not lend themselves easily to this type of amendment, the amending act may state that the section (specifying it by section and title number) is amended to read as thereafter set forth. A section should be repealed, as distinct from amended, when an outright repeal thereof is intended or when the subject matter of the proposed new law is more than a mere amendment or revision of the old section.

(2) In the case of amendments to bills, the amendment shall indicate the line(s) affected by the amendment and then set forth the text to be deleted in quotation marks or where text is to be inserted by identifying the text in quotation marks on either side of the insertion, if necessary. The amendment to the bill shall instruct whether or not text is to be deleted or inserted. Text to be deleted or inserted shall be set forth in quotation marks and shall be marked as if in the bill with the appropriate strike through, underline or neither.

(h) No law shall be invalid because it was not enacted in conformity with this section.

Section 2. This Act takes effect 60 days following its enactment into law.

Approved July 10, 2015